

**MINUTES  
HORRY COUNTY COUNCIL  
REGULAR SESSION  
June 15, 2004  
6:00 p.m.**

**MEMBERS PRESENT:** Liz Gilland, Chairman; Harold Worley; Mark Lazarus; Marion Foxworth; Howard Barnard; James Frazier; Carl Schwartzkopf; Paul Prince; Kevin Hardee; and John Boyd.

**MEMBERS ABSENT:** Mike Ryan and Gene Smith, Jr.

**OTHERS PRESENT:** Danny Knight; Pat Hartley; John Weaver; Janet Carter; Paul Whitten; Westley Sawyer; Beth Fryar; Roland Meyer; and Lisa Bourcier.

In accordance with the FOIA, notices of the meeting were provided to the press stating the time, date, and place of the meeting.

**CALL TO ORDER:** Chairman Gilland called the meeting to order at approximately 6:00 p.m. and welcomed everyone.

**INVOCATION:** The Honorable Howard Barnard gave the invocation.

**PLEDGE OF ALLEGIANCE:** The Honorable Marion Foxworth led in the Pledge.

**PUBLIC INPUT:**

1. Ken McKeilvey spoke regarding a proposed study on the economic impact of the Time Share Industry. Chairman Gilland referred the matter to the Administration Committee. Mr. Foxworth stated the issue would be added to the agenda at the June 21<sup>st</sup> Administration Committee meeting.

Chairman Gilland closed public input.

**CHANGES TO THE AGENDA:**

Mr. Frazier moved to add the following to Appointments to Boards and Commissions under Consent Agenda: **Geneva Phillips to the Airport Advisory Committee (District 7), Joe Woodle reappointment to the Open Space Board (District 7), Joey Thomas to the Board of Assessment Appeals (District 7), Mr. Schwartzkopf added the reappointment of Don Stiens to the Airport Advisory Committee, seconded by Mr. Boyd. Mr. Boyd requested to add the appointment of David Douglas to the Board of Architectural Review.** The motion passed unanimously.

Mr. Frazier **moved to add a presentation on the RIDE II Study Report**, seconded by Mr. Hardee. The motion passed unanimously.

Mr. Boyd **moved to add Discussion on the Capital Project Sales Tax and an update on the Reassessment on Property Tax Cap under Old/New Business**, seconded by Mr. Hardee. The motion passed unanimously.

Mr. Foxworth **moved to add a discussion on Subdivision Regulations under Old/New Business**, seconded by Mr. Boyd. The motion passed unanimously.

#### **APPROVAL OF AGENDA CONTENTS:**

Mr. Hardee **moved to approve the agenda contents**, seconded by Mr. Boyd. The motion passed unanimously.

#### **APPROVAL OF MINUTES:**

**Regular Session, June 1, 2004:** Mr. Hardee **moved to approve the minutes as submitted**, seconded by Mr. Prince. The motion passed unanimously.

#### **MEMORIAL DEDICATION OF MEETING:**

Chairman Gilland **requested that Council adjourn in memorial of Michael Morgan**. Mr. Hardee **moved that Council adjourn in memorial of George Todd**. Mr. Boyd **also requested to adjourn in memorial of Lorene Ray and Jamie “Jinks” Best**.

#### **APPROVAL OF CONSENT AGENDA:**

Mr. Hardee **moved to approve the Consent Agenda**, seconded by Mr. Boyd. The Consent Agenda consisted of the following:

- Third reading of **Ordinance 59-04** to approve the request of Richard Ross, agent for Garden City Holdings LLC to amend the official zoning maps.
- Third reading of **Ordinance 61-04** to approve the request of Dennis G. Permenter, agent for Southside LLC, Tupelo Bay PDD to amend the official zoning maps.
- Third reading of **Ordinance 62-04** to grant a 50’ easement to the SC Public Service Authority across a portion of Spoil Basin 13B in Carolina Waterway Plantation subdivision for the purpose of installing an electrical transmission line.
- First reading of the following ordinances to approve the request to amend the official zoning maps: **63-04** Planning Commission for Billy N. Watts; **64-04** Jon Taylor, agent for George Sabella; **65-04** Michael Jenkins, agent for Johnnie Mae Timmons; **66-04** James Wooten, agent for D.R. Horton; **67-04** Thomas Rowley, agent for SEACAM LLC; **68-04** Kermit D. Todd; and **69-04** Floyd and Vicki Renee Seay.

- Resolutions to accept dedication of roads and drainage at the following locations:  
**R-85-04** Castlewood Phase V (Gaillard Dr., Hawksmoor Dr., Blair Ct., Catapults Ct.);  
**R-86-04** Seagull Landing (Seagull Landing Way, Seagull Landing Ct.); and **R-87-04**  
Pinnacle Park (Pinnacle Dr.).
  
- **District Appointments to Boards and Commissions:**
  - Carl Hood, reappointment to the Open Space Board
  - Tamara Bergstrom to the Open Space Board
  - Geneva Phillips to the Airport Advisory Committee
  - Joe Woodle, reappointment to the Open Space Board
  - Joey Thomas to the Board of Assessment Appeals
  - Don Stiens to the Airport Advisory Committee
  - David Douglas to the Board of Architectural Review

The motion passed unanimously.

#### **RESOLUTIONS/PRESENTATIONS:**

**Special Recognition to Santi Jimong Konkul.** Solicitor Greg Hembree presented Mr. Santi Jimong Konkul with the 15<sup>th</sup> Circuit Solicitor’s Office Award for being a good citizen for his role in assisting a female victim in escaping from an assailant.

**Presentation on Horry County First Steps Partnership.** Mr. Theodore Morris gave an overview of several programs and proposed programs for Horry County First Steps. He spoke briefly regarding health care services, scholarships, and financial accountability.

**Presentation on RIDE II Final Report.** Chairman Gilland gave a brief overview of the history for RIDE. Mr. Mike Wooten, Chairman, presented the RIDE II Study Report. He gave an overview of goals and top road priorities. He spoke briefly regarding different funding options which included a one-cent sales tax on capital projects.

**Discussion on Capital Project Sales Tax.** Mr. Weaver stated it would be an impossibility, time wise, to place a referendum question on the ballot in November. Chairman Gilland stated Waccamaw Regional had agreed to provide an assessment list on certain roads to ascertain if the projection in traffic would verify the placement on the priority list. Mr. Lazarus recommended creating a Task Force, consisting of a diverse group including Chambers of Commerce and citizens of Horry County, to lobby in Columbia for a gas tax. He also recommended that Coastal Carolina University conduct a study on what the effects would be of a one-cent additional tax on tourism. Chairman Gilland stated she would schedule a workshop to discuss priorities. Mr. Prince suggested an advisory referendum for a gas tax for the State verses a one-cent sales tax for the County. Mr. Schwartzkopf suggested Council and citizens of Horry County contact their representatives in Columbia to let them know their desires to have the State support them in developing roads.

Chairman Gilland called a recess at 7:21 p.m. The meeting reconvened at 7:38 p.m.

**Resolution R-88-04** to approve exemption of 88 acres located off Tern Hall Drive west of SC 707 and lying within the southern leg of the Carolina Bays Parkway from the requirements of the official map ordinance. Mr. Hardee **moved to approve**, seconded by Mr. Prince. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley		Foxworth
Lazarus		Ryan
Barnard		Smith
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

**Resolution R-89-04** in opposition to the portion of SC House Bill 3065 whereby there is granted an exemption from property tax a sufficient amount of the fair market value of such property attributable to reassessment. Mr. Boyd **moved to approve**, seconded by Mr. Frazier. Mr. Rendell Mincey explained the bill. Mr. Lazarus suggested the reassessed value should be assessed when the home was sold. He hoped the Legislators would do a study on the issue and come back with a recommendation to the State. The motion passed unanimously.

**Resolution R-90-04** approving a minor amendment to Resolution 02-04 and the contract of sale so as to increase the real property located in the Atlantic Center being purchased by Atlantic Brokerage, Inc. from 3.39 acres to 3.52 acres. Mr. Frazier **moved to approve**, seconded by Mr. Hardee. Mr. Joe Woodle presented a map and explained the proposed change in acreage. The motion passed unanimously.

#### **READING OF ORDINANCES:**

First reading of **Ordinance 70-04** to amend the zoning ordinance providing clarification relating to vision clearance. Mr. Barnard **moved to approve**, seconded by Mr. Boyd. Mr. Schwartzkopf **moved to delete Section 504(A)(4)**, seconded by Mr. Worley. Mr. Meyer explained the ordinance and presented photographs. **Mr. Schwartzkopf withdrew his motion and Mr. Worley withdrew his second.** The motion to approve passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley	Prince	Ryan
Lazarus	Hardee	Smith
Foxworth		
Barnard		
Frazier		
Schwartzkopf		
Boyd		
Gilland		

First reading of **Ordinance 71-04** to amend the zoning ordinance relating to off-premise signage. Mr. Worley **moved to approve**, seconded by Mr. Boyd. Mr. Hardee and Mr. Lazarus recused themselves from voting and discussion. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley	Prince	Ryan
Foxworth		Smith
Barnard		
Frazier		
Schwartzkopf		
Boyd		
Gilland		

First reading of **Ordinance 72-04** amending the county code pertaining to the membership of the Planning Commission. Mr. Lazarus **moved to approve**, seconded by Mr. Hardee. Mr. Lazarus explained the ordinance. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus	Worley	Ryan
Foxworth		Smith
Barnard		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		
Gilland		

**OLD/NEW BUSINESS:**

**Discussion on Pater/Jordan in the Atlantic Center.** Mr. Weaver reported that Mr. Jimmy Jordan had taken over the contract for the two lots in the Atlantic Center that were originally sold to Mr. Todd Pater. The County had executed the contract which included the waiver of all the restricted covenants on the two lots. Mr. Jordan planned to develop a retail/office complex and now requested waivers on certain restricted covenants, not all of them. Mr. Joe Woodle of PARTNERS illustrated the property location on a map and reviewed the original buyer's intent to place a business machine rental and maintenance office on the property. He also reviewed Council's decision to limit access to Highway 501 from the property. Mr. Jim Young, attorney for Mr. Jordan, reported that Mr. Jordan intended to put a restaurant/retail/office complex and was requesting waivers on setbacks, curb cuts, access to Highway 501, among other things. Chairman Gilland requested the matter be taken up by the I&R Committee for further study. Mr. Barnard requested information be made available at the Committee meeting which identified exactly what waivers they were seeking and what were the positions from the other property owners on the waivers. Mr. Hardee requested copies of Committee and Council meeting minutes where this issue was discussed. Mr. Barnard **moved to refer to the I&R Committee**, seconded by Mr. Hardee. The motion passed unanimously.

**New Construction for 2005.** Chairman Gilland spoke briefly regarding steel and cement costs concerning the new Library and Health Department. She suggested Council decide how to fund, bid on projects and prioritize the buildings.

**At-Large Appointments to Boards and Commissions:** Mr. Boyd **moved to approve the following appointments**, seconded by Mr. Barnard. The motion passed unanimously.

Board of Architectural Review-Reappointments:

- Joel Carter                      - Jane Charles
- Tempe Oehler                  - William Long

Solid Waste Authority:

- Norfleet Jones, reappointment

Shoreline Behavioral Services-Reappointments:

- Darwin Haines                - Albert Kresken
- Harold Ford                  - Theodore Lewis
- William Benson              - Mary Gerald

**Subdivision Regulations.** Mr. Foxworth spoke regarding ingress and egress in subdivisions. He requested emergency exits be open to public roadways and existing exits upgraded to public roadways. Mr. Pat Zenner, Planning Department, reported that this issue was under study by the Land Development Regulations Committee and would be on the July meeting agenda. Recommendations would be forwarded to the I&R Committee.

**ANNOUNCEMENTS:**

There were none.

**ADJOURNMENT:**

Mr. Lazarus **moved to adjourn.** The motion passed unanimously. The meeting adjourned at 9:06 p.m. in memorial of Michael Morgan, George Todd, Lorene Ray, and Jamie “Jinks” Best.